S.B. Criminal Misc. Bail Application No.3709/2006
S.B. Criminal Misc. Bail Application No.3710/2006

Date : 29.08.2006.

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Suresh Kumbhat for the applicants.
Mr. V.R. Mehta, Public Prosecutor.

Both these matter under Section 439 Cr.P.C. have been filed against FIR No.182/2006 Police Station Bhinmal, District Jalore. Since, both the applications, arise out of same FIR, they are being disposed of by this common order.

I have heard learned counsel for the applicants as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicants is that allegation against the applicants are made under Section 411 IPC. He submits that no investigation is to be made from the applicants and they are in Jail, therefore, they may be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me and carefully perused the material available on record.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the accused applicants on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicants (1) Bhanwarlal son of Pukhraj Soni and (2) Naresh alias Narendra son of Kapurchand shall be released on bail in FIR No.182/2006 P.S. Bhinmal, District Jalore, provided each of them executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant